



Entered on Docket
April 02, 2009

Hon. Bruce A. Markell
United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

* * * * *

In re:

DEAN MAURER,

Debtor.

BK-S- 06-12287-BAM

Chapter 7

Date: Aug. 19, 2008

Time: 3:30 p.m.

Courtroom: 3

ORDER AFTER JOINT HEARING

Mortgage Electronic Registration Systems ("MERS") filed a motion for relief from stay in this case on May 23, 2008 (dkt. #29). The trustee filed an opposition, arguing that, among other things, MERS was not the real party in interest and lacked standing to bring the motion. Given that substantially similar objections had been lodged in other cases in which MERS had sought relief from stay, this matter was set for a joint hearing on August 19, 2008. Subsequently, Judge Linda B. Riegle, one of the three judges presiding over the joint hearing, entered a memorandum opinion. See docket number 99 in *In re Mitchell*, case number BK-S-07-16226-LBR.

For the reasons stated in the memorandum opinion, the court orders that MERS' motion for relief from stay is DENIED, without prejudice.

IT IS SO ORDERED.

1 Copies sent to:

2 BNC Mailing Matrix

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